



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: MAYUMI et al

Appln. No. 10/070,252

Date Filed: July 8, 2002

For: METHOD AND FORMULATION FOR SUSTAINED...

Art Unit: 1632

Examiner: D. Nguyen

Washington, D.C.

Atty.'s Docket: MAYUMI=1

Date: October 9, 2003

Confirmation No. 9722

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Transmitted herewith is a ☒ REPLY: AMENDMENT AND REMARKS the above-identified application.☐ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted☐ Applicant claims small entity status. See 37 C.F.R. §1.27.☐ No fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA EQUALS
TOTAL	* 9	MINUS	** 20	0
INDEP.	* 3	MINUS	*** 3	0
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

ADDITIONAL FEE TOTAL

SMALL ENTITY	
RATE	ADDITIONAL FEE
x 9	\$
x 43	\$
+ 145	\$
ADDITIONAL FEE TOTAL	

OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE
x 18	\$
x 86	\$
+ 290	\$
TOTAL	

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☒ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

☐ First - \$ 55.00  
☐ Second - \$ 210.00  
☐ Third - \$ 475.00  
☐ Fourth - \$ 740.00

## Month After Time Period Set

## Other Than Small Entity

## Response Filed Within

☐ First - \$ 110.00  
☐ Second - \$ 420.00  
☒ Third - \$ 950.00  
☐ Fourth - \$ 1480.00

## Month After Time Period Set

☐ Less fees (\$ ) already paid for \_\_\_ month(s) extension of time on \_\_\_\_\_.☒ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$950.00.

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

Attorneys for Applicant(s)

By: 

Sheridan Neimark  
Registration No. 20,520

Facsimile: (202) 737-3528  
Telephone: (202) 628-5197

RECEIVED  
OCT 17 2003  
TECH CENTER 1600/2900

\$CC



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: MAYUMI=1

In re Application of:	)	Art Unit: 1632
	)	
Tadanori MAYUMI et al	)	Examiner: D. Nguyen
	)	
Appln. No.: 10/070,252	)	Washington, D.C.
	)	
Nationalized: July 8, 2002	)	Confirmation No. 9722
	)	
I.A. No.: PCT/JP00/01267	)	October 9, 2003
I.A. Date: March 4, 2000	)	
	)	
For: METHOD AND FORMULATION	)	
FOR SUSTAINED RELEASE...	)	

RECEIVED

OCT 17 2003

TECH CENTER 1600/2900

REPLY: AMENDMENT AND REMARKS

Customer Window, Mail Stop  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

Replying to Paper No. 9, the Office Action mailed April 10, 2003, petition for three months' extension of time and payment of the late fee being attached hereto, please amend as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 5 of this paper.